



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit 1624

In re

Patent Application of

David Edwin Thurston, et al.

Application No. 10/069,202

Confirmation No.: 1583

Filed: February 22, 2002

Examiner: Bruck Kifle

"CYCLOPROPYLINDOLE DERIVATIVES"

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

I, Julie Mallder, hereby certify that this correspondence is being deposited with the US Postal Service in an envelope as "Express Mail Post Office to Addressee," Mailing Label No. EV 086435506 US addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 14, 2004.

Julie Mallder
Signature

Sir:

Transmitted herewith are an Amendment and a Declaration of Dr. Philip Howard for the above-identified application. Applicant claims small entity status. The fee has been calculated as shown below. No additional fee is required.

CLAIMS AS AMENDED							
	(1)	(2) CLAIMS REMAINING AFTER AMENDMENT	(3)	(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
	TOTAL CLAIMS	10	MINUS	30	0	X \$9	0.00
	INDEP. CLAIMS	2	MINUS	18	0	X \$43	0.00
				TOTAL ADDITIONAL FEE FOR THIS AMENDMENT ----□		0.00	

In the event Applicant has overlooked the need to request an extension of time, please consider this a request for the same.

Charge or credit Deposit Account No. 50-0842 with any shortage or overpayment of the fees associated with this communication. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Charlene L. Yager

Charlene L. Yager

Reg. No. 48,887

File No. 065435-9014

Michael Best & Friedrich LLP

One South Pinckney Street

P. O. Box 1806

Madison, WI 53701-1806

(608) 257-3501



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AMENDMENT AND RESPONSE UNDER 37 CFR 1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated April 14, 2004, which was made final, Applicant respectfully submits the following amendments and request for reconsideration under 37 C.F.R. § 1.116 in view of the remarks herein. Applicant respectfully submits that entry of the amendments proposed herein is proper under 37 C.F.R. § 1.116, because the claim amendments have been prepared with the express purpose of placing the claims in condition for allowance.

For the reasons set forth above, and in view of the following remarks, Applicant respectfully requests entry of the amendments proposed herein under 37 C.F.R. § 1.116.

Amendments to the claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks begin on page 5 of this paper.